

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Kiyoshi KATO et al.

Serial No. 10/775,328

Filed: February 11, 2004

For: SEMICONDUCTOR DEVICE

) Group Art Unit: 2891

) Examiner: Steven J. Fulk

) CERTIFICATE OF MAILING

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PETITION TO WITHDRAW FROM ISSUE

Honorable Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

Dear Sir:

Applicant hereby petitions that the subject application be withdrawn from issue to permit consideration of an Information Disclosure Statement under 37 CFR 1.97 (submitted herewith) and a Request for Continued Examination (RCE) (also submitted herewith).

Also submitted herewith is the requisite fee of \$130.00 set forth in 37 CFR 1.17(i).

In view of the foregoing, it is urged that this petition is in order and, accordingly, a prompt grant thereof is requested.

The Commissioner is hereby authorized to charge any fees which may be further required in this application, except the issue fee, or credit any overpayment to Deposit

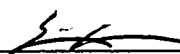
01/03/2008 CKHLOK 00000005 10775328

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130.00 DP

Account No. 50-2280, under the above order number. A duplicate of this sheet is attached.

Respectfully submitted,

  
\_\_\_\_\_  
Eric J. Robinson  
Reg. No. 38,285

Robinson Intellectual Property Law Office, P.C.  
PMB 955  
21010 Southbank Street  
Potomac Falls, Virginia 20165  
(571) 434-6789

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/775,328	
	<b>Filing Date</b>	February 11, 2004	
	<b>First Named Inventor</b>	Kiyoshi KATO et al.	
	<b>Group Art Unit</b>	2891	
	<b>Examiner Name</b>	S. Fulk	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b>	0756-7254

## ENCLOSURES (check all that apply)


<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition to Withdraw from Issue <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosures 1. Request for Continued Examination 2. 3. 4. 5. 6.		
<table border="1" style="width: 100%;"> <tr> <td style="width: 30%;"><b>Remarks</b></td> <td> <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-2280 for the above identified docket number.           </td> </tr> </table>			<b>Remarks</b>	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-2280 for the above identified docket number.
<b>Remarks</b>	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-2280 for the above identified docket number.			

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Eric J. Robinson, Reg. No. 38,285 Robinson Intellectual Property Law Office, P.C. PMB 955 21010 Southbank Street Potomac Falls, VA 20165
Signature	
Date	January 2, 2008

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# TRANSMITTAL FORM


(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>	Application Number	10/775,328
	Filing Date	February 11, 2004
	First Named Inventor	Kiyoshi KATO et al.
	Group Art Unit	2891
	Examiner Name	S. Fulk
Total Number of Pages in This Submission	Attorney Docket Number	0756-7254

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition to Withdraw from Issue <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosures 1. Request for Continued Examination 2. 3. 4. 5. 6.
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**FEE TRANSMITTAL  
FOR FY 2007**

Effective 09/30/2007. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27.**TOTAL AMOUNT OF PAYMENT** (\$ ) 2170.00**Complete if Known**

Application Number	10/775,328
Filing Date	February 11, 2004
First Named Inventor	Kiyoshi KATO et al.
Examiner Name	Steven J. Fulk
Group Art Unit	2891
Attorney Docket No.	0756-7254

**METHOD OF PAYMENT**

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- Charge Any Additional Fee Required
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- Under 37 CFR 1.16 and 1.17 and
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- credit overpayments

☐ Applicant claims small entity status.  
See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

☒ Check ☐ Credit Card ☐ Money  
Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
1001	2001	310	155	Utility filing fee	
1111	2111	510	255	Search fee	
1311	2311	210	105	Examination fee	
Over 100 Sheets/260 for each additional 50					

**SUBTOTAL (1)** (\$ )**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
122	-110**	12 X \$50	= \$600
13	-10**	3 X \$210	= \$630
Multiple Dependent			

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
1202	2202	50	25	Claims in excess of 20	
1201	2201	210	105	Independent claims in excess of 3	
1203	2203	370	185	Multiple dependent claim, if not paid	
1204	2204	210	105	** Reissue independent claims over original patent	
1205	2205	50	25	** Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2)** (\$ ) 1230.00

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
1051	2051	130	65	Surcharge - late filing fee or oath	
1052	2052	50	25	Surcharge - late provisional filing fee or cover sheet	
1053	2053	130	130	Non-English specification	
1812	2520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	2251	120	60	Extension for reply within first month	
1252	2252	460	230	Extension for reply within second month	
1253	2253	1,050	525	Extension for reply within third month	
1254	2254	1,640	820	Extension for reply within fourth month	
1255	2255	2,230	1,115	Extension for reply within fifth month	
1401	2401	510	255	Notice of Appeal	
1402	2402	510	255	Filing a brief in support of an appeal	
1403	2403	1,030	515	Request for oral hearing	
1451	2451	1,510	1,510	Petition to institute a public use proceeding	
1452	2452	510	255	Petition to revive - unavoidable	
1453	2453	1,540	770	Petition to revive - unintentional	
1501	2501	1,440	720	Utility issue fee (or reissue)	
1502	2502	820	410	Design issue fee	
1503	2503	1,130	565	Plant issue fee	
1462	2462	400	400	Petitions, Group I	
1463	2463	200	200	Petition, Group II	
1464	2464	130	130	Petitions, Group III	
1807	2807	50	50	Processing fee under 37 CR 1.17(q)	
1806	2806	180	180	Submission of Information Disclosure Stmt	
8021	28021	40	40	Recording each patent assignment per property (times number of properties)	
1809	2809	810	405	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	2810	810	405	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	2801	810	405	Request for Continued Examination (RCE)	\$810.00
1802	2802	900	900	Request for expedited examination of a design application	
Other fee (specify) _____					

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**SUBTOTAL (3)** \$ 940.00**CERTIFICATE OF MAILING**

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**SUBMITTED BY**

Name (Print/Type)

Eric J. Robinson

Signature

Registration No.  
(Attorney/Agent)

38,285

**Complete (if applicable)**

Telephone

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**SUBMITTED BY**

Name (Print/Type) Eric J. Robinson

Signature

Registration No. 38,285  
(Attorney/Agent)**Complete (if applicable)**

Telephone (571) 434-6789

Date January 2, 2008